

IN THE UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF TEXAS
HOUSTON DIVISION

GERALD MARSHALL,	§	
Petitioner,	§	
	§	
v.	§	CIVIL ACTION NO. 4:14-CV-3438
	§	
BOBBY LUMPKIN,	§	
Respondent.	§	

MOTION REQUESTING TEMPORARY SUSPENSION OF BRIEFING SCHEDULE

On August 20, 2020, Mr. Marshall filed a pro se Motion for Appointment of New Counsel Because of a Conflict of Interest. Doc. 102. In the Motion, Mr. Marshall requested that this Court remove his current attorneys, the Federal Public Defender's Office for the Northern District of Texas and Nicole DeBorde. Pursuant to this Court's order, Doc. 103, undersigned counsel filed an *ex parte* sealed response to Mr. Marshall's motion. Doc. 105. Subsequently, this Court entered a sealed order. Doc. 106.

Currently, Mr. Marshall has a reply brief due on October 27, 2020. Doc. 101. However, in light of this Court's sealed order, undersigned counsel requests that this Court temporarily suspend the briefing schedule in this case. Undersigned counsel will, of course, fully comply with this Court's directive in the sealed order and will do so immediately after those stated conditions are met. All necessary procedures have been complied with, but remain pending.

Due to these matters currently being *ex parte* and/or under seal by order of this Court, the undersigned has not conferenced this motion with counsel for the Director, as adequately doing so would require discussion of those sealed matters.

CONCLUSION

For the foregoing reasons, undersigned counsel respectfully requests that this Court temporarily suspend the briefing schedule in this case.

Respectfully Submitted,

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CERTIFICATE OF CONFERENCE

I hereby certify that I have not conferenced this motion with counsel for the Director, as adequately doing so would require discussing matters that are filed *ex parte* and/or under seal.

/s/ Jeremy Schepers
Jeremy Schepers

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing motion has been served by CM/ECF upon counsel for Respondent on October 19, 2020:

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/s/ Jeremy Schepers
Jeremy Schepers